

Thomas L. Nasiacos, James Mallers, and Harry Kokenes, copartners, trading as the Nasiacos Importing Co., Chicago, Ill., alleging shipment by said company, in violation of the Food and Drugs Act, as amended, on or about May 12 and 16, 1919, from the State of Illinois into the State of Utah, of a quantity of olive oil which was misbranded.

Examination of a sample consisting of 5 cans of the article by the Bureau of Chemistry of this department showed on the cans examined an average shortage of 0.3 gallon, or 6 per cent.

Misbranding of the article was alleged in the information for the reason that the statement, to wit, "Contents $\frac{1}{2}$ Gallon," borne on the cans containing the article, regarding the article, was false and misleading in that it represented that each of the said cans contained $\frac{1}{2}$ gallon thereof, and for the further reason that the article was labeled as aforesaid so as to deceive and mislead the purchaser into the belief that each of the cans contained $\frac{1}{2}$ gallon thereof, whereas, in truth and in fact, each of the said cans did not contain $\frac{1}{2}$ gallon of the article, but did contain a less amount. Misbranding was alleged for the further reason that the said article was food in package form, and the quantity of the contents was not plainly and conspicuously marked on the outside of the package.

On May 5, 1921, the defendants entered pleas of guilty to the information, and on July 1, 1921, the court imposed a fine of \$50 and costs.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

9737. Misbranding of cottonseed meal. U. S. * * * v. Triangle Milling Co., a Corporation. Plea of guilty. Fine, \$25 and costs. (F. & D. No. 13182. I. S. No. 18823-r.)

On November 15, 1920, the United States attorney for the Western District of Missouri, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against the Triangle Milling Co., trading at Kansas City, Mo., alleging shipment by said company, on or about January 22, 1920, in violation of the Food and Drugs Act, as amended, from the State of Missouri into the State of Kansas, of a quantity of unlabeled cottonseed meal which was misbranded.

Misbranding of the article was alleged in the information for the reason that it was food in package form, and the quantity of the contents was not plainly and conspicuously stated on the outside of the package.

On December 28, 1920, a plea of guilty to the information was entered on behalf of the defendant company, and the court imposed a fine of \$25 and costs.

C. W. PUGSLEY, *Acting Secretary of Agriculture.*

9738. Misbranding of Arthur's Sextone tablets, Thomas' emmenagogue pills, Bick's nerve tonic tablets, Bick's Sextone pills, and Bick's Daisy 99 tablets. U. S. * * * v. 10 Packages or Boxes each of Arthur's Sextone Tablets, Thomas' Emmenagogue Pills, and Bick's Nerve Tonic Tablets, 4 Packages or Boxes of Bick's Sextone Pills, and 4 Boxes or Packages of Bick's Daisy 99. Default decrees of condemnation, forfeiture, and destruction. (F. & D. Nos. 13744, 13745, 13746, 13747, 13758. Inv. Nos. 23289, 23290, 23291, 23292, 23293. S. Nos. C-2534, C-2535, C-2536, C-2537, C-2538.)

On October 5 and 8, 1920, respectively, the United States attorney for the Eastern District of Arkansas, acting upon reports by the Secretary of Agriculture, filed in the District Court of the United States for said district libels for the seizure and condemnation of 10 packages or boxes each of Arthur's Sextone tablets, Thomas' emmenagogue pills, and Bick's nerve tonic tablets, 4 packages or boxes of Bick's Sextone pills, and 4 boxes or packages of Bick's